

Atty Docket: SHANI1A

In re Application of:) Application Division
Haim SHANI) **ATTN: BOX MISSING PARTS**
Serial No.: 10/76) Washington, D.C.
Filing Date: January 29, 2004) Confirmation No. 1250
For: NON-INVASIVE METHOD AND APPARATUS TO...) August 9, 2004

LATE SUBMISSION OF FILING FEE AND/OR DECLARATION
FILED UNDER 37 CFR 1.53(b)

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450
Sir:

The present communication is in response to the "NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION..." dated June 21, 2004. Attached hereto is/are:

- [XX] An executed oath or declaration in compliance with 37 C.F.R. 1.63, identifying the present application by title, filing date, and priority information.
[] Preliminary Amendment. [] Fees are reduced due to elimination of claim multi-dependencies
[XX] An Information Disclosure Statement with 08A-1449 and 4 references.
[XX] Total fees in the amount of: \$946.00.

The filing fee is calculated below:

	(Col. 1)	(Col. 2)	SMALL ENTITY			OTHER THAN SMALL ENTITY	
FOR:	NO. FILED	NO. EXTRA	RATE	FEE	OR	RATE	FEE
BASIC FEE				\$385.00	OR		\$
TOTAL CLAIMS	56-20	36	X 9 =	\$324.00		X 18 =	\$
INDEP. CLAIMS	7-3	4	X 43 =	\$172.00		X 86 =	\$
[] MULTIPLE DEPENDENT CLAIMS PRESENTED			+ 145 =	\$		+ 290 =	\$
If the difference in Col. 1 is less than 0, enter "0" in Col. 2			TOTAL	\$881.00		TOTAL	\$

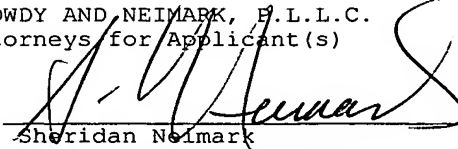
- [XX] Late filing of Declaration surcharge in the amount of:
Small Entity [XX] \$65.00 Other than Small Entity [] \$130.00
[XX] Applicant claims small entity status. See 37 CFR 1.27.
[] It is hereby petitioned for an extension of time in accordance with 37 C.F.R. 1.136(a).

The appropriate fee required by 37 C.F.R. 1.17 is calculated as shown below:

Small Entity		Other Than Small Entity	
Response Filed Within		Response Filed Within	
[] First	- \$ 55.00	[] First	- \$ 110.00
[] Second	- \$ 210.00	[] Second	- \$ 420.00
[] Third	- \$ 475.00	[] Third	- \$ 950.00
[] Fourth	- \$ 740.00	[] Fourth	- \$1,480.00
[] Fifth	- \$1,005.00	[] Fifth	- \$2,010.00
Month After Time Period Set		Month After Time Period Set	

- [XX] Conditional Petition for Extension of Time:
If any extension of time for a response is required, applicant requests that this be considered a petition therefor.
[XX] Credit Card Payment Form, PTO-2038, authorizing payment in the amount of \$946.00 is enclosed to cover the fees.
[XX] The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR 1.16 and all patent processing fees under 37 CFR 1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR 1.18.

BROWDY AND NEIMARK, P.L.L.C.
Attorneys for Applicant(s)

By: 
Sheridan Neimark
Registration No. 20,520



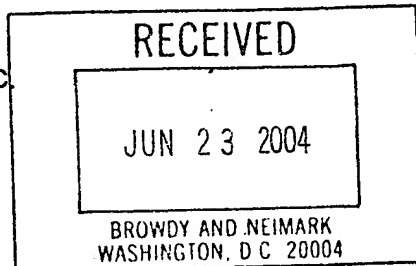
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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/766,329	01/29/2004	Haim Shani	SHANI1A

001444

BROWDY AND NEIMARK, P.L.L.C.
624 NINTH STREET, NW
SUITE 300
WASHINGTON, DC 20001-5303



CONFIRMATION NO. 1250

FORMALITIES LETTER



OC000000013001660

Date Mailed: 06/21/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

08/10/2004 HVUONG1 00000126 10766329

FILED UNDER 37 CFR 1.53(b)

01 FC:2001	385.00 OP
02 FC:2051	65.00 OP
03 FC:2201	172.00 OP
04 FC:2202	324.00 OP

Filing Date Granted

MSP: 21AUG2004.

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 385 to complete the basic filing fee for a small entity.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of \$496 as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$946 for a Small Entity

- \$385 Statutory basic filing fee.
- \$65 Late oath or declaration Surcharge.

• Total additional claim fee(s) for this application is **\$496**

- **\$172** for **4** independent claims over 3.
- **\$324** for **36** total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts
 Commissioner for Patents
 P.O. Box 1450
 Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY